

EXHIBIT 5

Infringement Analysis of U.S. Patent Nos. 10,058,379 by SHEnB Co. Ltd. and/or Cartessa Aesthetics, LLC

(Based on Public Information Only)

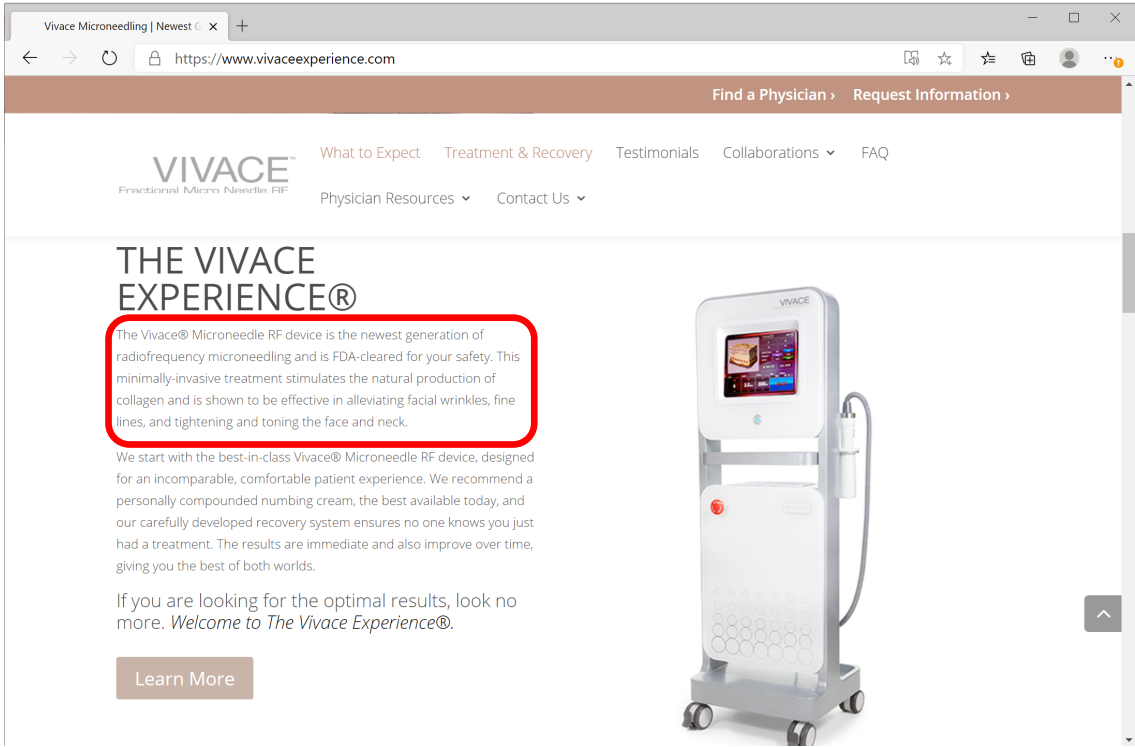
SynKloud Technologies, LLC (“SynKloud”) provides this preliminary and exemplary infringement analysis with respect to infringement of U.S. Patent No. 10,058,379, entitled “Electrically Based Medical Treatment Device and Method” (hereinafter “the ‘379 patent”) by SHEnB Co. Ltd. (“SHEnB”) and/or Cartessa Aesthetics, LLC (“Cartessa”). The following chart illustrates an exemplary analysis regarding infringement by Cartessa’s radio frequency microneedling products, including, but not limited to Vivace (the “Accused Instrumentalities”).

The analysis set forth below is based only upon information from publicly available resources regarding the Accused Instrumentalities, as neither SHEnB nor Cartessa have provided any non-public information.

Unless otherwise noted, SynKloud contends that SHEnB and/or Cartessa directly infringes the ‘379 patent in violation of 35 U.S.C. § 271(a) by selling, offering to sell, making, using, and/or importing the Accused Instrumentalities. The following exemplary analysis demonstrates that infringement. Unless otherwise noted, SynKloud further contends that the evidence below supports a finding of indirect infringement under 35 U.S.C. §§ 271(b) and/or (c), in conjunction with other evidence of liability under one or more of those subsections.

Unless otherwise noted, SynKloud believes and contends that each element of each claim asserted herein is literally met through SHEnB and/or Cartessa’s provision of the Accused Instrumentalities. However, to the extent that SHEnB and/or Cartessa attempt to allege that any asserted claim element is not literally met, SynKloud believes and contends that such elements are met under the doctrine of equivalents. More specifically, in its investigation and analysis of the Accused Instrumentalities, SynKloud did not identify any substantial differences between the elements of the patent claims and the corresponding features of the Accused Instrumentalities, as set forth herein. In each instance, the identified feature of the Accused Instrumentalities performs at least substantially the same function in substantially the same way to achieve substantially the same result as the corresponding claim element.

To the extent the chart of an asserted claim relies on evidence about certain specifically-identified Accused Instrumentalities, SynKloud asserts that, on information and belief, any similarly-functioning instrumentalities also infringe the charted claims. SynKloud notes that the present claim chart and analysis are necessarily preliminary in that SynKloud has not obtained substantial discovery from SHEnB and/or Cartessa nor has SHEnB and/or Cartessa disclosed any detailed analysis for their non-infringement positions, if any. Further, SynKloud does not have the benefit of claim construction or expert discovery. SynKloud reserves the right to supplement and/or amend the positions taken in this preliminary and exemplary infringement analysis, including with respect to literal infringement and infringement under the doctrine of equivalents, if and when warranted by further information obtained by SynKloud, including but not limited to information adduced through information exchanges between the parties, fact discovery, claim construction, expert discovery, and/or further analysis.

Claim 1	Vivace
1. A mammalian body treatment apparatus, comprising:	<p>The Vivace Fractional Microneedle RF (“Vivace”) device manufactured by SHEnB and sold by Cartessa comprises a mammalian body treatment apparatus.</p>  <p>The screenshot shows the Vivace website with the following content:</p> <ul style="list-style-type: none"> Header: VIVACE Fractional Micro Needle RF. Navigation links: What to Expect, Treatment & Recovery, Testimonials, Collaborations, FAQ, Physician Resources, Contact Us. Section: THE VIVACE EXPERIENCE® Text (highlighted with a red box): "The Vivace® Microneedle RF device is the newest generation of radiofrequency microneedling and is FDA-cleared for your safety. This minimally-invasive treatment stimulates the natural production of collagen and is shown to be effective in alleviating facial wrinkles, fine lines, and tightening and toning the face and neck." Text: "We start with the best-in-class Vivace® Microneedle RF device, designed for an incomparable, comfortable patient experience. We recommend a personally compounded numbing cream, the best available today, and our carefully developed recovery system ensures no one knows you just had a treatment. The results are immediate and also improve over time, giving you the best of both worlds." Text: "If you are looking for the optimal results, look no more. Welcome to The Vivace Experience®." Button: Learn More Image: A tall, white, wheeled medical device with a screen and control panel. <p>Source: www.vivaceexperience.com (accessed 7/26/2021)</p> <p>The Vivace device is FDA approved for treatment of humans (mammals).</p>

	<p>VIVACE SPECIFICATIONS</p> <ul style="list-style-type: none"> • Program Sets: 4 Saved Treatment Programs • RF power level: 1 – 10 (30w – 70w) Free Adjustment • RF Time: 100 ms – 800 ms • Frequency: Dual Mode: 1MHz & 2MHz (High Frequency) • LED Diode: Red & Blue • Screen Interface: 10.4 inch LCD Touch Screen • Screen Dimensions: 1140H × 380W × 340L mm • Weight: 27 Kg • US FDA 510K Cleared KFDA CE (MDD) Certified <p>Source: http://www.lesprittrading.com/product-vivace.html (accessed 7/27/2021)</p>
<p>a plurality of electrodes, the electrodes being bipolar and configured to be insertable into a body segment skin to be treated; and</p>	<p>The Vivace device comprises a plurality of electrodes, the electrodes being bipolar and configured to be insertable into a body segment skin to be treated.</p> <p>The Vivace device comprises a plurality of electrodes.</p>

Distinction of UIVACE

- Micro-needle electrodes deliver RF energy directly into the dermis
Thermal injury induces the production of new collagen and elastin
- Minimally invasive dermal volumetric rejuvenation system
less pain & down time and quick results
- Special golden & partly insulated Micro-needle target the dermis
without epidermal injury
- Precise 1MHz / 2 MHz RF makes dramatic effect
- Softly inserting Micro memory motor needling reduce pain & adverse effect
- Well organized controls for the various skin conditions
- Save Program for easy use
- Red & Blue Light emitting diode(LED) lights help skin activity and acne
improvement
- User friendly and safe Single use cartridge

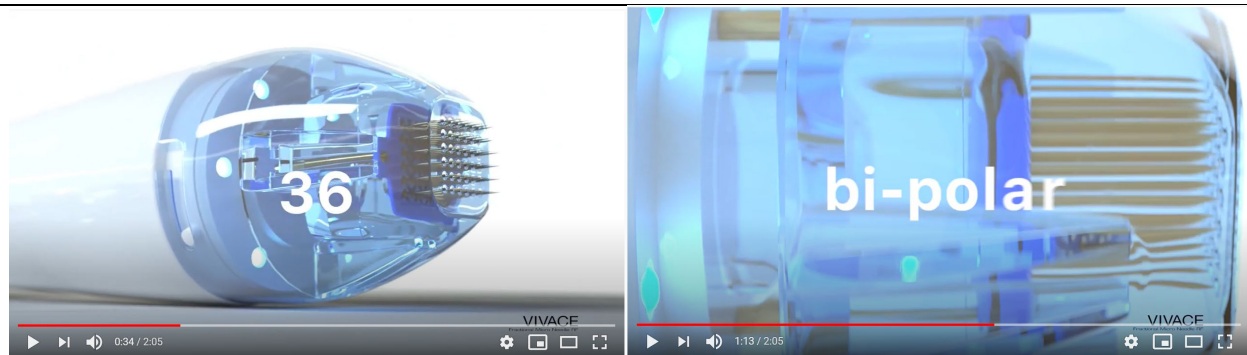
Accessory introduction

- 36 gold coated micro-needles
- Step-Motor System
- User Friendly ergonomic & lighter applicator
- Touch screen
- Save programs
- Hand & Foot Dual Switch
- Level 1~9 / Depth 0.5~3.5mm



Source: <https://ls-aesthetics.com/products/vivace/> (accessed 7/26/2021)

The microneedle electrodes are bipolar and are configured to be inserted into the skin.



The Vivace Experience | Microneedling with Radio Frequency

63,859 views · Apr 19, 2018

283 11

SHARE SAVE ...

The Vivace Experience | Microneedling with Radio Frequency

63,859 views · Apr 19, 2018

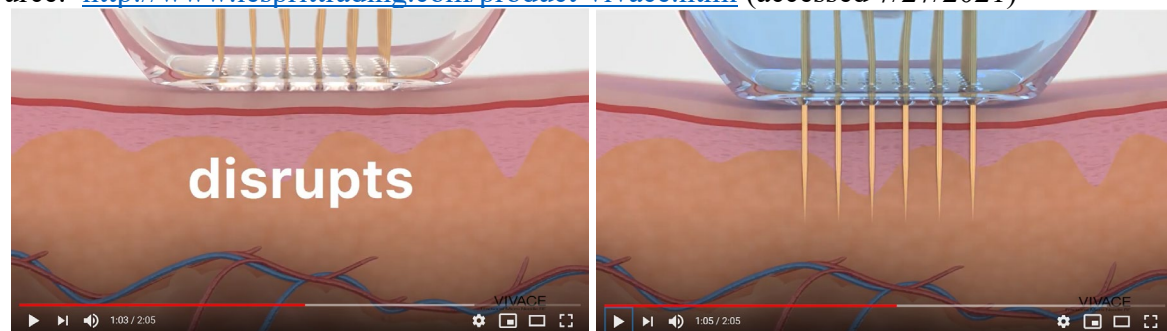
283 11

SHARE SAVE ...

Source: <https://www.youtube.com/watch?v=Qa4x9HKIk4M> at 0:34, 1:13 (accessed 7/27/2021)

Since Micro-needle are insulated except the edge part (0.3mm) Micro-needle of electrodes of Vivace deliver RF bi-polar energy directly into the dermis without causing damage to the epidermis. Minimally invasive RF thermal energy produces fractional electrocoagulation in the dermis, thus boosts a natural Wound Healing Process. WHM promotes the remodeling of collagen, elastin and wound tightening, which enhances skin rejuvenation.

Source: <http://www.lesprittrading.com/product-vivace.html> (accessed 7/27/2021)



Source: <https://www.youtube.com/watch?v=Qa4x9HKIk4M> at 1:03-1:05 (accessed 7/27/2021)

a radio frequency (RF) generation module, the RF generation module electrically coupled to the plurality of electrodes and configured to provide an RF signal with oscillating current to the plurality of electrodes around each electrode rather than to body segment between electrodes.

The Vivace device comprises a radio frequency (RF) generation module, the RF generation module electrically coupled to the plurality of electrodes and configured to provide an RF signal with oscillating current to the plurality of electrodes around each electrode rather than to body segment between electrodes.



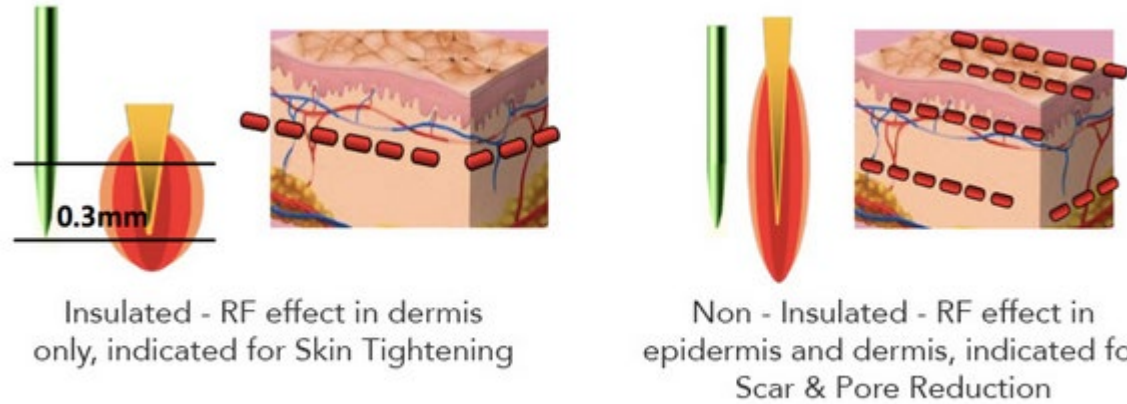
Source: <http://www.lesprittrading.com/pdf/Vivace-Brochure.pdf> (accessed 7/27/2021)

DISTINCTION OF VIVACE

- Micro-needle electrodes deliver RF energy directly into the dermis. Thermal injury induces the production of new collagen and elastin.
- Minimally invasive dermal volumetric rejuvenation system with less pain and downtime and quick results
- Special golden and partly insulated micro-needle target the dermis without epidermal injury
- Precise 1MHz/2MHz RF makes dramatic effect
- Softly inserting micro-needling memory motor reduce pain and adverse effect
- Well designed per-programmed controls for the various skin conditions, with Save Program for easy use
- Red and Blue Light emitting diode (LED) lights help skin activity and acne improvement
- User friendly and safe Single use cartridge

Source: <http://www.lesprittrading.com/product-vivace.html> (accessed 7/27/2021)

The Vivace device is configured to to cause coagulation around each electrode rather than coagulating between the electrodes.



Source: <http://www.lesprittrading.com/product-vivace.html> (accessed 7/27/2021)

Claim 2	Vivace																		
<p>2. The mammalian body treatment apparatus of claim 1, wherein the RF generation module is configured to provide an RF signal to the plurality of electrodes for a predetermined time interval.</p>	<p>The Vivace device comprises the mammalian body treatment apparatus of claim 1, wherein the RF generation module is configured to provide an RF signal to the plurality of electrodes for a predetermined time interval.</p> <div data-bbox="646 386 953 1312"> </div> <div data-bbox="1024 623 1835 1029"> <table border="1"> <thead> <tr> <th colspan="2">VIVACE SPECIFICATIONS</th> </tr> </thead> <tbody> <tr> <td>Model Name</td> <td>VIVACE</td> </tr> <tr> <td>Power Input</td> <td>100/230VAC 50/60Hz</td> </tr> <tr> <td>Electric Power Consumption</td> <td>40VA</td> </tr> <tr> <td>Dimensions</td> <td>380 (W) x 1140 (H) x 340 (L) mm</td> </tr> <tr> <td>Weight</td> <td>27kg</td> </tr> <tr> <td>Output Frequency</td> <td>1MHz/MHz (High Frequency)</td> </tr> <tr> <td>Output Power Control</td> <td>PWM</td> </tr> <tr> <td>Interface</td> <td>10.4inch LCD Touch Screen</td> </tr> </tbody> </table> </div> <p>Source: http://www.lesprittrading.com/pdf/Vivace-Brochure.pdf (accessed 7/27/2021)</p>	VIVACE SPECIFICATIONS		Model Name	VIVACE	Power Input	100/230VAC 50/60Hz	Electric Power Consumption	40VA	Dimensions	380 (W) x 1140 (H) x 340 (L) mm	Weight	27kg	Output Frequency	1MHz/MHz (High Frequency)	Output Power Control	PWM	Interface	10.4inch LCD Touch Screen
VIVACE SPECIFICATIONS																			
Model Name	VIVACE																		
Power Input	100/230VAC 50/60Hz																		
Electric Power Consumption	40VA																		
Dimensions	380 (W) x 1140 (H) x 340 (L) mm																		
Weight	27kg																		
Output Frequency	1MHz/MHz (High Frequency)																		
Output Power Control	PWM																		
Interface	10.4inch LCD Touch Screen																		

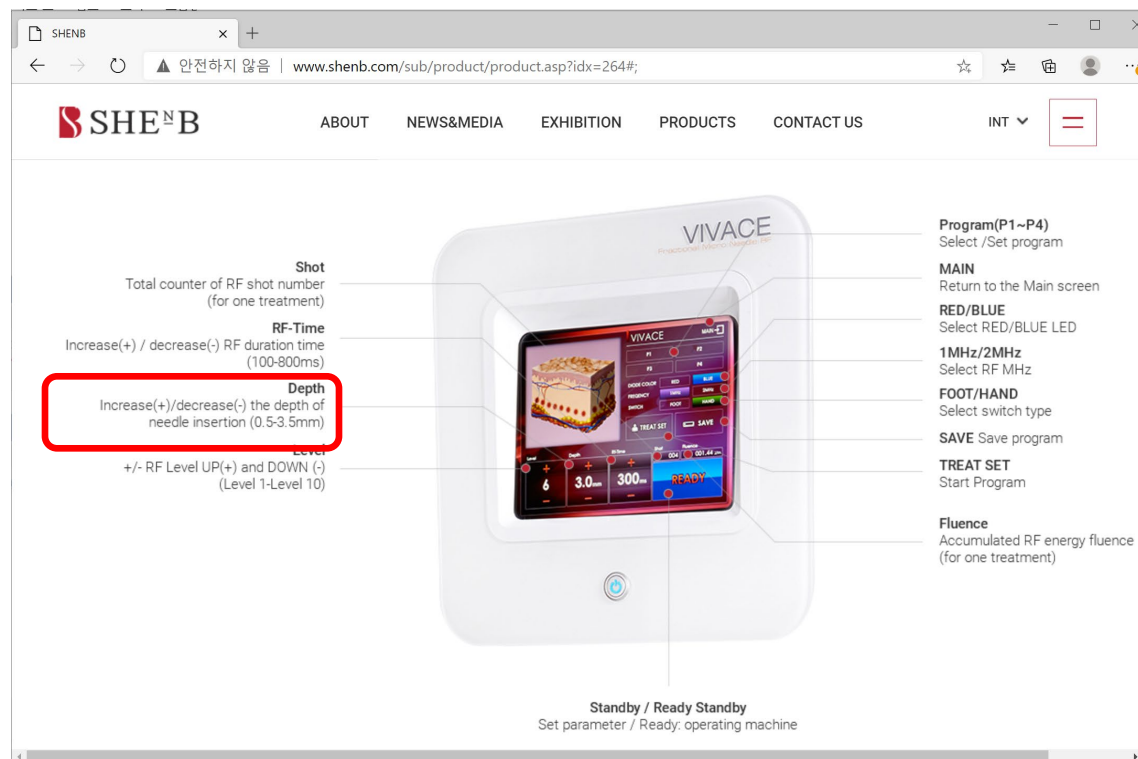


Claim 3

3. The mammalian body treatment apparatus of claim 1, further comprising a drive module to controllably move one or more of the plurality of electrodes into a body segment.

Vivace

The Vivace device comprises the mammalian body treatment apparatus of claim 1, further comprising a drive module to controllably move one or more of the plurality of electrodes into a body segment.

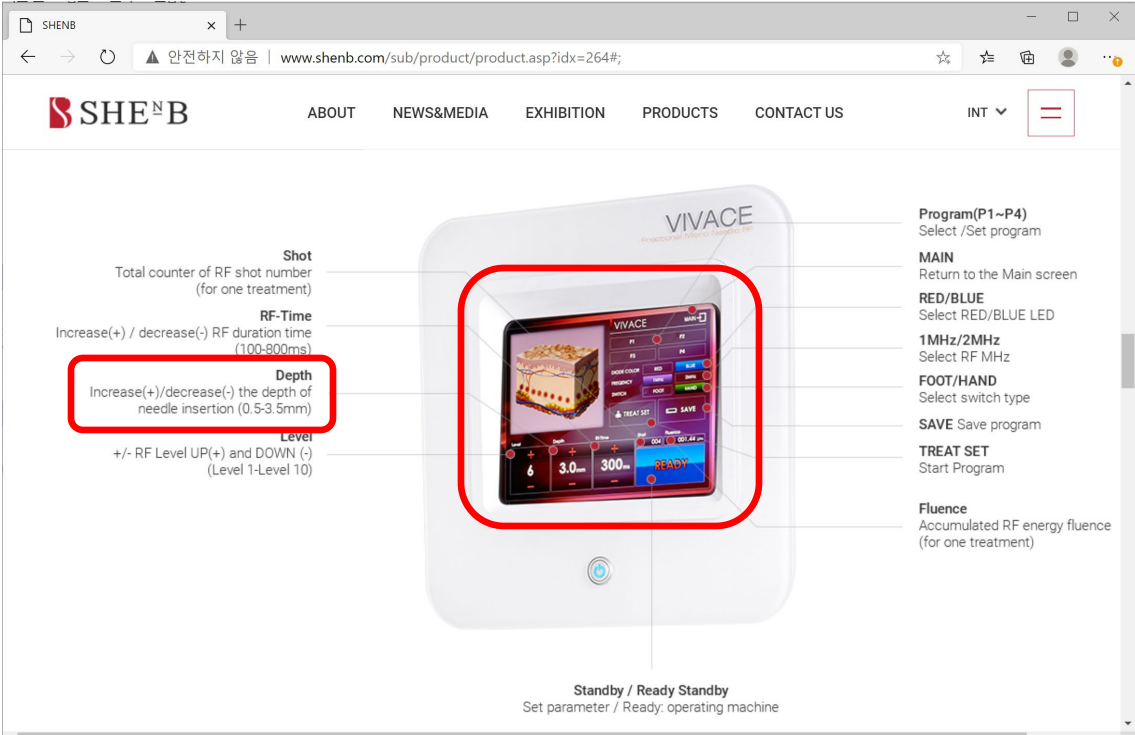


Source: <http://www.shenb.com/sub/product/product.asp?idx=264> (accessed 7/26/2021)

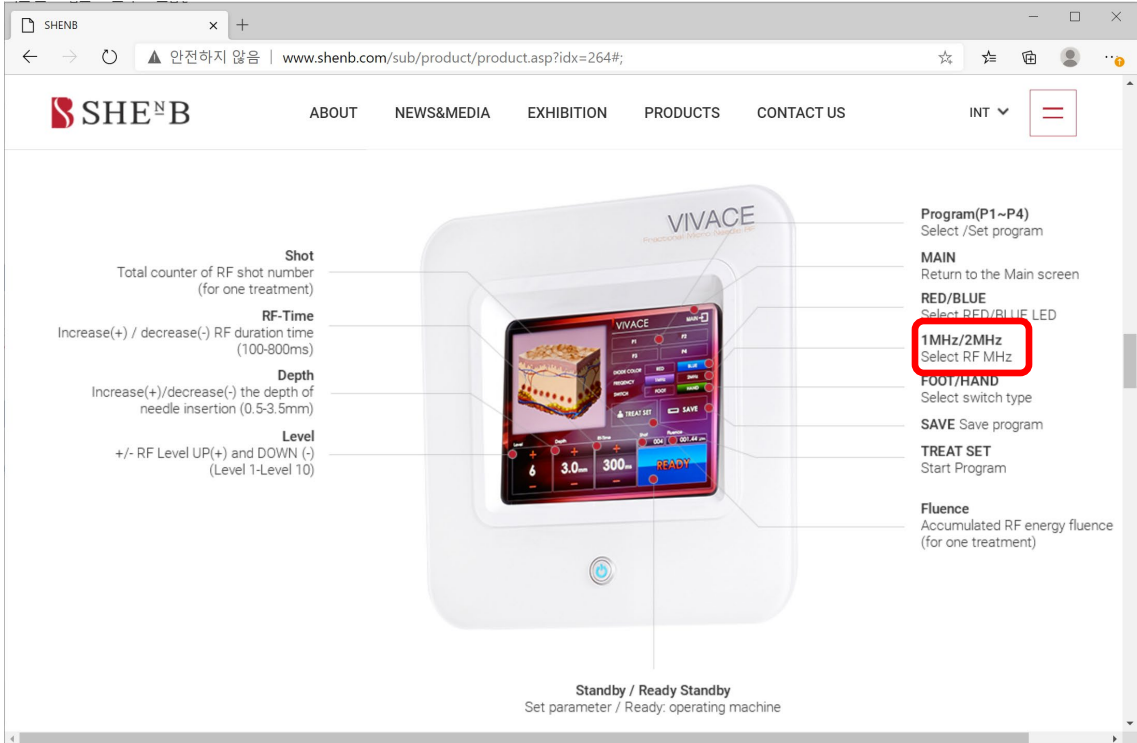
VIVACE Distinction

- Minimally invasive dermal volumetric skin remodelling system
- Golden plated microneedle
- Dual RF energy with 1MHz and 2MHz for treatment efficacy of the results
- **Step motor driven microneedling allows less pain and less adverse effects**
- RED & BLUE LED deployed for skin rejuvenation and acne treatment respectively
- Dual operation switch mode for Hand or Foot
- **Microneedle depth controls from 0.5 to 3.5 mm by 0.1 mm**

Source: <http://www.lesprittrading.com/pdf/Vivace-Brochure.pdf> (accessed 7/27/2021)

Claim 4	Vivace
<p>4. The mammalian body treatment apparatus of claim 2[[3]], further comprising a user interface to enable a user to select the depths that the drive module controllably moves one or more of the plurality of electrodes into a body segment to receive energy.</p>	<p>The Vivace device comprises the mammalian body treatment apparatus of claim 2[[3]], further comprising a user interface to enable a user to select the depths that the drive module controllably moves one or more of the plurality of electrodes into a body segment to receive energy.</p>  <p>The screenshot shows the Vivace device's user interface on a tablet. The interface is titled 'VIVACE' and displays various settings for RF treatment. The 'Depth' setting is highlighted with a red box. The 'Depth' setting is labeled 'Increase(+)/decrease(-) the depth of needle insertion (0.5-3.5mm)'. Other settings include 'Shot' (Total counter of RF shot number), 'RF-Time' (Increase(+)/decrease(-) RF duration time), 'Level' (+/- RF Level UP(+) and DOWN (-)), 'Program(P1~P4)', 'MAIN', 'RED/BLUE', '1MHz/2MHz', 'FOOT/HAND', 'SAVE', 'TREAT SET', and 'Fluence'. The 'Standby / Ready Standby' status is shown at the bottom.</p>

	Operational Modes	
	LCD touch screen: 10.4 inch	• Dual Mode : 1MHz & 2MHz
	Memory function : P1 ~ P4	• Red & Blue LED Diode
	RF power level : 1 ~ 10 (30w - 70w)	• Auto mode function
	Needle length : 0.5mm ~ 3.5mm Needle length control from 0.5mm to 3.5mm by 0.1mm	• Dual switch by Hand & Foot
	Duration time : 100ms ~ 800ms by 100ms	
Source: http://www.shenb.com/sub/product/product.asp?idx=264 (accessed 7/26/2021)		

Claim 6	Vivace
<p>6. The mammalian body treatment apparatus of claim 1, wherein the RF is about 2.0 MHz and the section of the body segment around each electrodes where energy is applied is oval shaped.</p>	<p>The Vivace device comprises the mammalian body treatment apparatus of claim 1, wherein the RF is about 2.0 MHz and the section of the body segment around each electrodes where energy is applied is oval shaped.</p>  <p>SHENB</p> <p>ABOUT NEWS&MEDIA EXHIBITION PRODUCTS CONTACT US INT</p> <p>VIVACE</p> <p>Program(P1~P4) Select /Set program</p> <p>MAIN Return to the Main screen</p> <p>RED/BLUE Select RED/BLUE LED</p> <p>1MHz/2MHz Select RF MHz</p> <p>FOOT/HAND Select switch type</p> <p>SAVE Save program</p> <p>TREAT SET Start Program</p> <p>Fluence Accumulated RF energy fluence (for one treatment)</p> <p>Shot Total counter of RF shot number (for one treatment)</p> <p>RF-Time Increase(+)/ decrease(-) RF duration time (100-800ms)</p> <p>Depth Increase(+)/decrease(-) the depth of needle insertion (0.5-3.5mm)</p> <p>Level +/- RF Level UP(+) and DOWN (-) (Level 1-Level 10)</p> <p>Standby / Ready Standby Set parameter / Ready: operating machine</p>

Operational Modes

LCD touch screen: 10.4 inch

• Dual Mode : 1MHz & 2MHz

Memory function : P1 ~ P4

• Red & Blue LED Diode

RF power level : 1 ~ 10 (30w - 70w)

• Auto mode function

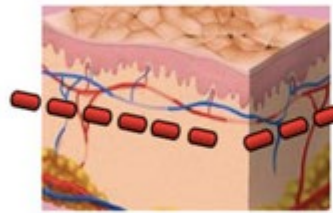
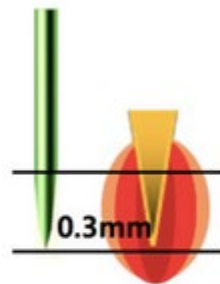
Needle length : 0.5mm ~ 3.5mm Needle length control from 0.5mm to 3.5mm by 0.1mm

• Dual switch by Hand & Foot

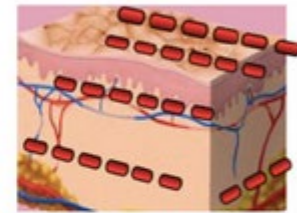
Duration time : 100ms ~ 800ms by 100ms

Source: <http://www.shenb.com/sub/product/product.asp?idx=264> (accessed 7/26/2021)

Provide Insulated and Non-Insulated Needle

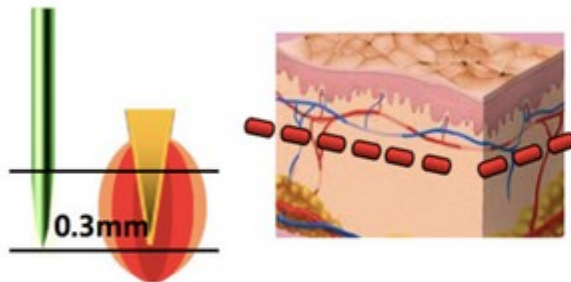
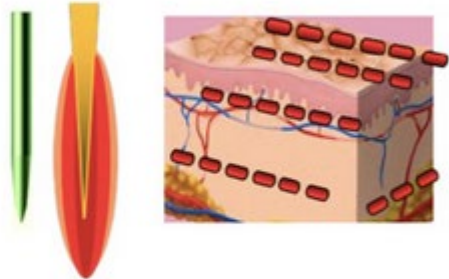
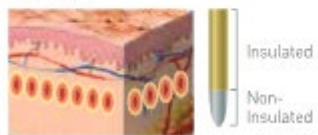
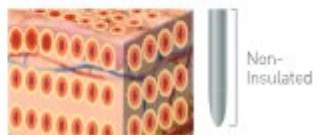


Insulated - RF effect in dermis only, indicated for Skin Tightening



Non - Insulated - RF effect in epidermis and dermis, indicated for Scar & Pore Reduction

Source: <http://www.lesprittrading.com/product-vivace.html> (accessed 7/27/2021)

Claim 8	Vivace
<p>8. The mammalian body treatment apparatus of claim 1, wherein the plurality of electrodes are non-insulated.</p>	<p>The Vivace device comprises the mammalian body treatment apparatus of claim 1, wherein the plurality of electrodes are non-insulated.</p> <p style="text-align: center; color: #0070C0;">Provide Insulated and Non-Insulated Needle</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  <p>Insulated - RF effect in dermis only, indicated for Skin Tightening</p> </div> <div style="text-align: center;">  <p>Non - Insulated - RF effect in epidermis and dermis, indicated for Scar & Pore Reduction</p> </div> </div> <p>Source: http://www.lesprittrading.com/product-vivace.html (accessed 7/27/2021)</p> <p style="text-align: center; color: #0070C0;">2. Two Types of Microneedle</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>RF Target Area - Dermis</p>  </div> <div style="text-align: center;"> <p>RF Target Area - Epidermis & Dermis</p>  </div> </div> <p>Source: http://www.lesprittrading.com/pdf/Vivace-Brochure.pdf (accessed 7/27/2021)</p>

Caveat: The notes and/or cited excerpts utilized herein are set forth for illustrative purposes only and are not meant to be limiting in any manner. Further, to the extent any error(s) and/or omission(s) exist herein, all rights are reserved to correct the same.